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Surfaul Iransfuriation Board

November 21, 2011

Chief, Section of Administration Office of Proceedings Surface Transportation Board 395 E Street, SW Washington, DC 20423-0001

Dear Chief:

Please find attached one (1) copy of the Complete Release dated November 18, 2011 between the following parties:

The David J. Joseph Company 300 Pike Street Cincinnatl, OH 45202

Unionbanc Leasing Corporation 125 Summer Street Boston, MA 02110

This filing is to appear in the index as follows: Complete Release dated November 18, 2011 related to forty (40) railcars bearing reporting marks: WVCX 2120 – 2159, inclusive.

Please file this as a secondary document under Recordation Number 17256-D as it relates to documents previously filed with the Surface Transportation Board under Recordation Numbers 17256 through 17256-C. The filing fee In the amount of \$41.00 can be charged to our account.

Should you have any questions or need further information, please do not hesitate to contact me at (513) 419-6062.

Sincerely,

Unite Woodard

**Documentation Coordinator** 

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## COMPLETE RELEASE

SURFACE TRANSPORTATION BOARD

This Complete Release (the "Release") releases the lien created by the Memorandum of Lease Agreement dated as of December 14, 1990 between Greenbrier Railcar, Inc and Westvaco Corporation, as amended by Amendment to the Memorandum of Lease Agreement dated as of July 18, 1991, as assigned by Memorandum of Assignment Agreement between Greenbrier Railcar, Inc. and The David J. Joseph Company dated as of August 30, 1991, and as assigned by Equipment Purchase and Assignment Agreement between The David J. Joseph Company and Unionbanc Leasing Corporation dated as of May 6, 1992 (the "Agreement") with respect to forty (40) railcars as indicated on Exhibit A attached hereto (hereinafter, the "Railcars").

WHEREAS, the Agreement of record was memorialized by filing a Memorandum of Lease Agreement dated as of December 14, 1990 between Greenbrier Railcar, Inc and Westvaco Corporation a primary document recorded under Recordation No. 17256, as amended by Amendment to the Memorandum of Lease Agreement dated as of July 18, 1991 a secondary document recorded under Recordation No. 17256-A, as assigned by Memorandum of Assignment Agreement between Greenbrier Railcar, Inc. and The David J. Joseph Company dated as of August 30, 1991 a secondary document recorded under Recordation No. 17256-B, and as assigned by Equipment Purchase and Assignment Agreement between The David J. Joseph Company and Unionbanc Leasing Corporation dated as of May 6, 1992 a secondary document recorded under Recordation No. 17256-C.

NOW THEREFORE, in consideration of the premises and mutual covenants and agreements set forth herein and for other good and valuable consideration, the receipt of which is hereby acknowledged, Joseph acknowledges as follows:

- 1. The Agreement is hereby terminated. The parties hereby release all rights, interests or claims to, and all liens and encumbrances upon the Railcars as given under the Agreement.
- 2. The parties desire to execute this Release for purposes of memorializing of record the agreements set forth herein.
  - 3. This Release shall be filed with the STB under Recordation No. 17256-D.

IN WITNESS WHEREOF, The David J. Joseph Company as successor in interest to Greenbrier Railcar, Inc. to the Railcars in Surface Transportation Board fillings 17256 through 17256-C has caused this Release to be duly executed by its respective officer duly authorized as of November 18, 2011.

By: C. Poellein

Title: Vice President Finance, Brokerage

State of	OHIO	)
County of	HAMILTON	) ss

The foregoing instrument was acknowledged before me this 18<sup>th</sup> day of November, 2011 by Kelly C. Poellein, the Vice President Finance, Brokerage of The David J. Joseph Company, a Delaware corporation, on behalf of the said corporation.

Auto M Wordard

Notary Public
Irlamilton County

My commission expires: 9-24-12



Julie M. Woodard Notary Public, State of Ohio My Commission Expires 09-24-2012

## **EXHIBIT A**

RAILCARS: (40) railcars bearing reporting marks:

WVCX 2120 through WVCX 2159, inclusive.